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BEFORE THE
ILLINOIS COMMERCE COMMISSION

ILLINOIS COMMERCE COMMISSION)	DOCKET NO.
On Its Own Motion)	07-0574
-vs-)	
MT. CARMEL PUBLIC UTILITY)	
COMPANY)	
Reconciliation of revenues)	
collected under gas adjustment)	
charges with actual costs)	
prudently incurred.)	

Springfield, Illinois
Thursday, September 11, 2008

Met, pursuant to notice, at 10:00 a.m.

BEFORE:

MS. LISA TAPIA, Administrative Law Judge

APPEARANCES:

MR. ERIC BRAMLET
Corporate Counsel
Post Office Box 278
Mt. Carmel, Illinois 62863
Ph. (618) 263-3502

(Appearing on behalf of Mt.
Carmel Public Utility Company
via teleconference)

SULLIVAN REPORTING COMPANY, by
Carla J. Boehl, Reporter
Ln. #084-002710

1 APPEARANCES: (Continued)

2 MR. MIKE OSTRANDER
3 Financial Analysis Division
4 527 East Capitol Avenue
5 Springfield, Illinois 62701

6 (Appearing on behalf of Staff of
7 the Illinois Commerce
8 Commission)

9 MR. MARK MAPLE
10 Energy Division
11 527 East Capitol Avenue
12 Springfield, Illinois 62701

13 (Appearing on behalf of Staff
14 of the Illinois Commerce
15 Commission)

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I N D E X

<u>WITNESS</u>	<u>DIRECT</u>	<u>CROSS</u>	<u>REDIRECT</u>	<u>RECROSS</u>
PHILIP BARNHARD IV By Mr. Bramlet	12			

EXHIBITS

	<u>MARKED</u>	<u>ADMITTED</u>
Mt. Carmel 1.0	E-Docket	15
Mt. Carmel 2.0	10	15
ICC Staff 1.0	E-Docket	16
ICC Staff 2.0	E-Docket	17

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1 PROCEEDINGS

2 (Whereupon Mt. Carmel Exhibit
3 2.0 was marked for purposes of
4 identification as of this
5 date.)

6 JUDGE TAPIA: By the authority vested in me by
7 the Illinois Commerce Commission, I now call Docket
8 Number 07-0574. This docket was initiated by the
9 Illinois Commerce Commission on its own motion. This
10 case involves reconciliation of revenues collected
11 under gas adjustment charges with actual costs
12 prudently incurred.

13 May I have appearances for the record,
14 please?

15 MR. BRAMLET: Your Honor, which Docket Number
16 are we --

17 JUDGE TAPIA: -05774.

18 MR. BRAMLET: I think that's 07-0574.

19 JUDGE TAPIA: I apologize. Today is not a good
20 day for me. 07-0574.

21 MR. BRAMLET: Thank you, Your Honor.

22 Appearing on behalf Mt. Carmel Public

1 Utility Company, this is Eric Bramlet. My business
2 address is Post Office Box 278, Mt. Carmel, Illinois
3 62863, telephone number (618) 263-3502.

4 JUDGE TAPIA: Thank you. From Staff?

5 MR. OSTRANDER: Good morning. My name is Mike
6 Ostrander. I am an accountant in the Accounting
7 Department of the Financial Analysis Division of the
8 Illinois Commerce Commission. My business address is
9 527 East Capitol Avenue, Springfield, Illinois 62701.
10 My business telephone number is area code
11 (217) 557-1731.

12 MR. MAPLE: Mark Maple appearing on behalf of
13 the Engineering Department of the Energy Division of
14 the Illinois Commerce Commission, 527 East Capitol
15 Avenue, Springfield, Illinois 62701.

16 JUDGE TAPIA: Is there anyone else who would
17 like to enter an appearance? Hearing nothing, let
18 the record reflect there are no other parties who
19 would like to enter an appearance today.

20 Today is an evidentiary hearing. Are
21 there any exhibits that any party would like to enter
22 into the record?

1 MR. BRAMLET: Yes, Your Honor.

2 JUDGE TAPIA: Thank you. Go head, Mr. Bramlet.

3 MR. BRAMLET: Thank you. Your Honor, we would
4 call Philip Barnhard as a witness and ask that he be
5 sworn in.

6 JUDGE TAPIA: Please raise your right hand.

7 (Whereupon the witness was duly
8 sworn by Judge Tapia.)

9 PHILIP BARNHARD IV

10 called as a witness on behalf of Mt. Carmel Public
11 Utility Company, having been first duly sworn, was
12 examined and testified as follows:

13 DIRECT EXAMINATION

14 BY MR. BRAMLET:

15 Q. Mr. Barnhard, would you please state your
16 full name and business address for the record.

17 A. Philip Barnhard IV, business address Mt.
18 Carmel Public Utility Company, 316 Market Street,
19 P.O. Box 220, Mt. Carmel, Illinois 62863. Company
20 phone number is (618) 262-5151.

21 Q. Thank you. Do you have before you today a
22 copy of your direct testimony?

1 A. Yes.

2 Q. Has that been marked as Mt. Carmel Exhibit

3 1.0?

4 A. Yes, it has.

5 Q. And that was filed via e-Docket, wasn't it?

6 A. I presume so.

7 Q. And did that include Exhibits G-1 and G-2?

8 A. Yes.

9 Q. It also contained the auditor's report by

10 Kemper CPA Group?

11 A. Yes.

12 Q. Did you prepare Mt. Carmel Exhibit 1.0?

13 A. Yes.

14 Q. Is the information contained in Mt. Carmel

15 Exhibit 1.0 true and correct to the best of your

16 knowledge and belief?

17 A. It is.

18 Q. If you were asked the same questions today,

19 would your answers be the same?

20 A. Yes.

21 Q. Mr. Barnhard, you also state in your direct

22 testimony that by the time of this hearing public

1 notice will have been published in newspapers of
2 general circulation in the company's territory, is
3 that correct?

4 A. That is correct.

5 Q. You also state that notice will have been
6 posted in a prominent place in the company's offices,
7 is that also correct?

8 A. That is correct, also.

9 Q. Do you have before you copies of the public
10 notices and the publisher certificates?

11 A. I do.

12 Q. And those are marked as Mt. Carmel Exhibit
13 2.0?

14 A. Yes.

15 Q. Were these notices published in newspapers
16 in general circulation in the company's service
17 territory?

18 A. They have been.

19 Q. And was the notice also posted in the
20 company's offices in a prominent place?

21 A. Yes.

22 MR. BRAMLET: Your Honor, we would move for

1 admission into evidence of Mt. Carmel Exhibits 1.0
2 and 2.0, and tender Mr. Barnhard for any cross
3 examination.

4 JUDGE TAPIA: Thank you. Mr. Ostrander, any
5 cross?

6 MR. OSTRANDER: No, Your Honor.

7 JUDGE TAPIA: And is there any objection to the
8 admission of Mt. Carmel Exhibit 1.0 which is the
9 direct testimony of Mr. Barnhard, and public notices,
10 Mt. Carmel Exhibit 2.0?

11 MR. OSTRANDER: No, Your Honor.

12 JUDGE TAPIA: Thank you. There being no
13 objections, we will enter into the record Mt. Carmel
14 Exhibit 1.0 and 2.0.

15 (Whereupon Mt. Carmel Exhibits
16 1.0 and 2.0 were admitted into
17 evidence.)

18 MR. BRAMLET: Thank you, Your Honor.

19 JUDGE TAPIA: Thank you. And any exhibits from
20 Staff they would like to enter into the record?

21 MR. OSTRANDER: Yes, Your Honor. My name is
22 Mike Ostrander. I am an accountant in the Accounting

1 Department of the Financial Analysis Division of the
2 Illinois Commerce Commission. I have prepared a
3 document entitled Direct Testimony of Mike Ostrander
4 that was identified as ICC Staff Exhibit 1.0 in this
5 case and was filed on e-Docket on September 4, 2008.
6 This testimony consists of a cover page, four pages
7 of questions and answers and two schedules.

8 I have no additions, deletions or
9 corrections to this previously filed testimony. If I
10 were asked the same questions today, my answers would
11 be the same. I offer that document for admission
12 into the record in this case.

13 JUDGE TAPIA: Thank you. Mr. Bramlet, any
14 objection to the admission into the record of Staff's
15 Exhibit 1.0, the direct testimony of Mr. Ostrander?

16 MR. BRAMLET: No, Your Honor.

17 JUDGE TAPIA: Thank you. There being no
18 objection, ICC Staff Exhibit 1.0 is entered into the
19 record.

20 (Whereupon ICC Staff Exhibit 1.0
21 was admitted into evidence.)

22 JUDGE TAPIA: Any other exhibits to be entered

1 on behalf of Staff?

2 MR. MAPLE: Yes, Your Honor. My name is Mark
3 Maple. I am a senior gas engineer in the Engineering
4 Department of the Energy Division of the Illinois
5 Commerce Commission. I am presenting Staff Exhibit
6 2.0 entitled Direct Testimony of Mark Maple which was
7 filed on e-Docket on September 4, 2008. It consists
8 of a cover page and six pages of written testimony.

9 If I were asked the same questions
10 today, the answers would be the same. I have no
11 changes, additions or modifications to this exhibit.
12 I am offering Staff Exhibit 2.0 for admittance into
13 the record in this proceeding.

14 JUDGE TAPIA: Thank you. Mr. Bramlet, any
15 objection to admitting into the record the direct
16 testimony of Mark Maple which is Staff Exhibit 2.0?.

17 MR. BRAMLET: No, Your Honor.

18 JUDGE TAPIA: Thank you. There being no
19 objection, Staff Exhibit 2.0 is entered into the
20 record.

21 (Whereupon ICc Staff Exhibit 2.0
22 was admitted into evidence.)

1 JUDGE TAPIA: Any other documents? Okay.

2 Affidavits have already been filed on

3 e-docket, is that correct, from Staff?

4 MR. OSTRANDER: I don't believe so, Your Honor.

5 JUDGE TAPIA: You don't believe so?

6 MR. OSTRANDER: No.

7 JUDGE TAPIA: Oh, that's right. Okay, anything

8 else we need to discuss?

9 MR. OSTRANDER: Timing of a proposed order?

10 JUDGE TAPIA: Or you mean the draft order?

11 MR. OSTRANDER: Draft order.

12 JUDGE TAPIA: Mr. Bramlet?

13 MR. BRAMLET: Yeah, I will prepare a draft

14 order in the same timeline, about two weeks.

15 JUDGE TAPIA: And is there any reason we should

16 keep the record open?

17 MR. BRAMLET: I have no reason, Your Honor.

18 JUDGE TAPIA: Thank you. So we will go ahead

19 and mark this case heard and taken.

20 HEARD AND TAKEN

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